S.B.Criminal Revision Petition No.1351/2007

Chhaganlal
V.
Chunnilal

Date of Order :: 3rd January, 2007

HON'BLE MR.JUSTICE GOVIND MATHUR

Mr. B.S.Deora, for the petitioner.
Mr. JVS Deora, for the respondent.

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This revision petition is preferred to assail validity, propriety and correctness of the judgment dated 12.6.2007 passed by learned Sessions Judge, Sirohi affirming the judgment and order dated 29.3.2007 passed by learned Chief Judicial Magistrate, Sirohi convicting the petitioner for commission of an offence under Section 138 of the Negotiable Instruments Act and awarding sentence of six months simple imprisonment with fine in a tune of Rs.30,000/-.

An application is preferred on behalf of both the parties stating therein that they have arrived at an agreement and want to get the present revision petition disposed of by seeking permission to withdraw the complaint itself.

Complainant Shri Chunnilal is present in Court and he has reiterated that he has reached at an agreement with the petitioner, thus, the revision petition be disposed of by permitting him to withdraw

the complaint preferred by him as per the provisions of Section 138 of the Negotiable Instruments Act.

In view of the overall facts of the case, I consider it appropriate to dispose of this revision petition by permitting the complainant to withdraw the complaint preferred by him. Accordingly, the order dated 29.3.2007 passed by learned Chief Judicial Magistrate, Sirohi and the order dated 12.6.2007 passed by learned Sessions Judge, Sirohi are quashed. The complaint preferred by respondent Shri Chunnilal as per the provisions of Section 138 of the Negotiable Instruments Act against the present petitioner that is subject matter of present petition is also dismissed as withdrawn.

(GOVIND MATHUR),J.

Kkm/ps.